

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Roads & Buildings Department – Sri L.V.S.Murthy, Deputy Executive Engineer (R&B) (Retired) - Departmental proceedings - Imposing the penalty of 5% cut in pension permanently - Orders - Issued - Cancelled.

TRANSPORT, ROADS & BUILDINGS (VIG.I.1) DEPARTMENT

G.O.Ms.No. 6

Dated: 8th January, 2010
Read the following:

1. G.O.Ms.No.210, T, R & B (Ser.I.1) Deptt., dated 21.11.2003.
2. Orders of Andhra Pradesh Administrative Tribunal dated 08.11.2005 in O.A.No.688/2004 filed by Sri L.V.S.Murthy, Deputy Executive Engineer (R&B) (Retired).
3. Orders of High Court of Andhra Pradesh dated 28.07.2008 in W.P.No.14470/2008.

ORDER:

In the reference 1st read above orders were issued imposing the punishment of 5% cut in pension permanently on Sri L.V.S.Murthy, Deputy Executive Engineer (R&B) (Retired) based on the charge that irregularities were committed in execution of widening of carriageways in R&B Sub-Division, Vuyyur and R&B Sub-Division, Gudivada in the town limits of Vuyyur and Gudivada which was held proved by the Inquiring Authority.

2. Aggrieved by the orders issued in G.O.1st read above Sri L.V.S.Murthy, Deputy Executive Engineer (R&B) (Retired) has filed O.A.No. 688/2004. The Hon'ble Andhra Pradesh Administrative Tribunal while allowing the said O.A. by its order dt. 08.11.2005 has set aside the orders issued in G.O.1st read above. Against the orders of Andhra Pradesh Administrative Tribunal Government have filed W.P.No.14470/2008 before the High Court of Andhra Pradesh. The Hon'ble High Court of Andhra Pradesh have dismissed the W.P. at the stage of admission by its order 3rd read above observing that the Tribunal has rightly set aside the G.O. and are not inclined to interfere with the impugned orders in exercise of the powers of judicial review under Article 226 of the Constitution of India.

3. Government after careful consideration of the matter have decided to implement the orders of the Hon'ble Andhra Pradesh Administrative Tribunal in O.A.No. 688/2004 dated 08.11.2005 and as confirmed by the High Court of Andhra Pradesh in its orders dated 28.07.2008 in W.P.No.14470/2008.

4. Accordingly Government hereby cancel the orders issued in G.O.1st read above.

5. The Engineer-in-Chief (R&B) Administration, AP, Hyderabad shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

D.LAKSHMI PARTHASARATHI,
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri L.V.S.Murthy, Deputy Executive Engineer (R&B) (Retired) through the I/c Engineer-in-Chief (R&B) Administration & National Highways, AP, Hyderabad.

The I/c Engineer-in-Chief (R&B) Administration & National Highways, AP, Hyderabad.

Copy to:

The Secretary, Andhra Pradesh Vigilance Commission, Hyderabad.,
(92960/VC.H2/2006).

SF/SC

//Forwarded :: by order//

SECTION OFFICER